

II. REMARKS

A. Status

Claims 1-5 were pending at the time of the Action. Claims 1, 3, and 6-7 are currently active for examination of which claim 1 is independent.

In the Office Action, claims 1-5 were rejected under 35 U.S.C. § 102(b) as being anticipated by Okada et al. (U.S. Publication No. 2002/0018643, hereinafter “Okada”). Office Action at 2.

In this amendment, claims 1 and 3 have been amended; claims 2 and 4-5 have been canceled. New claims 6 and 7 have been added. Care has been exercised not to introduce new matter.

B. Claims Are Not Anticipated

Claims 1-5 were rejected under 35 U.S.C. § 102(b) as being anticipated by Okada. Office Action at 2. The rejection is respectfully traversed for the following reasons.

A moving picture reproducing terminal of independent claim 1 has the feature that when a reproduction interruption event, a reproduction end event, or a time-stamp storing event has occurred during the reproduction process of the moving picture content, a relative time position of the content at an event occurrence point in time relative to the beginning of the content is stored into the memory unit together with a result of the decoded moving picture data at the point in time associated with the name specifying the moving picture content. Application at 18:5-23:13; 25:19-26:14; Figs. 8 and 11.

According to the new dependent claims, the terminal permits storage of a plurality of time positions of a single moving picture content relative to the beginning thereof, so that the user is offered a number of points at which to resume the reproduction process: “a relative time

position of the content at an event occurrence ... is stored in the memory unit" Amendment at 2. The moving picture reproducing terminal disclosed in this application thus proves to be more convenient to users than ever before.

In contrast, Okada discloses a moving picture reproducing terminal comprising: a memory unit; a moving picture display unit; and a control unit for controlling the other units. In Okada, during a first reproduction process of the moving picture content, a relative time position of the content at a given point in time relative to the beginning of content is stored into memory unit together with a result of the decoded moving picture data in effect at point in time. Okada at ¶¶ [0009-0013]. Okada teaches that AV data is separately recorded in a continuous area [a1, a2] and another continuous area [a3, a4], and while seeking from a2 and a3, continuous playback of the AV data can be sustained by supplying recorded of continuous area [a1, a2] to the decoder. *Id.* at ¶¶ [0069-0071]; Figs. 3A, 3B.

However, Okada simply teaches that while looking for the next recording region from a2 to a3, the data B (t2) of the recording region (a1, a2) before recording on a buffer is supplied. It is not disclosed that when an event occurs, such as an end of reproduction (for example, at a2), the terminal memorizes the decoding result of the position (at a2), or the relative time position of the event. *Id.*

It is indicated by Okada that, in order to make a random access to a transport stream possible, the device memorizes the access map having contained the flag which shows whether I-picture data is contained in each block, and the reproduction time of the I-picture. *Id.* at Abstract; ¶ [0222]. However, Okada only teaches memorizing the I-picture position in each block, etc., but there is no disclosure of memorizing the position of the I-picture at the time when an event, such as an end of reproduction, occurs.

As stated above, Okada does not teach each and every feature of the subject claims. Accordingly, the independent claim is not anticipated Okada.

Of course, a dependent claim cannot be anticipated if the independent claim from which it depends is not anticipated. As discussed above, Applicant respectfully submits that claim 1 is not anticipated. Claims 2, 6 and 7 depend from claim 1. Therefore, claims 2, 6 and 7 are also not anticipated.

V. CONCLUSION

In conclusion, Applicant respectfully submits that the claims are now in condition for allowance.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

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